



Ontario: Annual Statutes

1981

c 63 Barrie-Innisfil Annexation Act, 1981

Ontario

© Queen's Printer for Ontario, 1981

Follow this and additional works at: http://digitalcommons.osgoode.yorku.ca/ontario_statutes

Bibliographic Citation

Barrie-Innisfil Annexation Act, 1981, SO 1981, c 63

Repository Citation

Ontario (1981) "c 63 Barrie-Innisfil Annexation Act, 1981," *Ontario: Annual Statutes*: Vol. 1981, Article 65.

Available at: http://digitalcommons.osgoode.yorku.ca/ontario_statutes/vol1981/iss1/65

This Statutes is brought to you for free and open access by the Statutes at Osgoode Digital Commons. It has been accepted for inclusion in Ontario: Annual Statutes by an authorized administrator of Osgoode Digital Commons.

CHAPTER 63

**An Act respecting the
City of Barrie and the Township of Innisfil***Assented to December 17th, 1981*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,Interpre-
tation

- (a) "City" means The Corporation of the City of Barrie;
- (b) "Minister" means the Minister of Municipal Affairs and Housing;
- (c) "Township" means The Corporation of the Township of Innisfil.

2.—(1) On the 1st day of January, 1982, the portion of the Township of Innisfil described in Schedule A is annexed to the City. Annexation

(2) On the 1st day of January, 1987, the portion of the Township of Innisfil described in Schedule B is annexed to the City. Subsequent
annexation

3.—(1) Except as provided in subsection (2), the City shall not apply for the annexation of any lands in the Township of Innisfil before the 1st day of January, 2012, unless the Township agrees to such annexation. City not to
apply for
annexation
of certain
lands

(2) The City shall not apply for the annexation of any lands in the Township of Innisfil described in Schedule C, before the 1st day of January, 1997, unless the Township agrees to such annexation. Idem

4.—(1) The portion of the Township of Innisfil described in Schedule D shall be designated by the Township in its official plan, and in subsequent amendments thereto, so as to ensure the preservation of farmland and to permit mineral resource extrac- Official
plan
designations

tion and uses related to agriculture and mineral resource extraction.

Amendment
to official
plan
R.S.O. 1980,
c. 379

(2) Subsections 17 (3), (4) and (5) of the *Planning Act* do not apply where any person requests the council of the Township to amend its official plan in respect of the lands described in Schedule D in a manner inconsistent with the provisions of subsection (1), and any such request shall be refused by the council of the Township.

Zoning
by-law of
Township
deemed by-law
of City

5. On and after the 1st day of January, 1982, By-law No. 77-81 of the Township, in so far as it applies to the lands of the Township annexed to the City under subsection 2 (1), shall be deemed to be a by-law of the City and to have been approved by the Ontario Municipal Board.

Order of
Minister
re rates
of taxation

6.—(1) Notwithstanding any term of the agreement referred to in section 9 that provides for the levy and imposition of special rates of taxation, the Minister may provide from time to time, by order, that in the years 1982, 1983, 1984, 1985, 1986 and 1987, and in the manner specified in the order, that the council of the City shall levy and impose on the whole of the area annexed to the City under subsection 2 (1) and on the whole of the remainder of the City rates of taxation for general purposes and rates and charges for special purposes that are different than the rates and charges that would have been levied or imposed for such purposes but for the provisions of this section.

Idem

(2) Notwithstanding any term of the agreement referred to in section 9 that provides for the levy and imposition of special rates of taxation, the Minister may provide from time to time, by order, that in the years 1987, 1988, 1989, 1990 and 1991, and in the manner specified in the order, that the council of the City shall levy and impose on the whole of the area annexed to the City under subsection 2 (2) and on the whole of the remainder of the City rates of taxation for general purposes and rates and charges for special purposes that are different than the rates and charges that would have been levied or imposed for such purposes but for the provisions of this section.

Idem

(3) An order made under subsection (1) or (2) may provide for rates of taxation for general purposes and rates and charges for special purposes in defined areas of an annexed area lower than the rates generally applicable in the City to reflect the extent to which the annexed areas do not receive City services, and the rates may vary among the defined areas.

Adjustment of
assets and
liabilities

7. The City and the Township may enter into one or more agreements to provide for the adjustment of assets and liabilities between the City and the Township in respect of the areas annexed to the City under subsections 2 (1) and (2) as of the 31st day of December, 1981 and as of the 31st day of December, 1986, respectively.

8.—(1) The Minister may at any time, by order, redivide the City into wards taking into consideration the lands annexed to the City by subsection 2 (1), and subject to subsection (2) of this section, such wards shall remain in effect until altered by the Ontario Municipal Board. Redivision of wards

(2) The Minister may on or before the 1st day of January, 1987, by order, redivide the City into wards taking into consideration the lands annexed to the City by subsection 2 (2), and such wards shall remain in effect until altered by the Ontario Municipal Board. Idem

(3) In respect of the general municipal election to be held in the City next preceding the 1st day of January, 1987, the Minister may, by order, provide for the qualification of electors, the preparation of polling lists and such other matters as he considers necessary to ensure that residents in the area annexed to the City by subsection 2 (2) are enabled to vote or stand for office at such election. Qualification of electors, etc.

(4) An order made under subsection (1) or (2) may provide for the composition of the council of the City, and such composition shall remain in effect until altered by the Ontario Municipal Board. Composition of council

9. The City and the Township and those negotiating on their behalf shall be deemed to have always had the power to negotiate and enter into the agreement set out in the Barrie-Innisfil Negotiating Committee Recommendation for Agreement and the City and the Township are hereby authorized to implement the agreement in accordance with its terms. Barrie-Innisfil Negotiating Committee Recommendation for Agreement

10. The Minister may, by order, Grants, etc.

- (a) provide for the participation by the Province in the financing of any services, or the expansion thereof, by the City or the Township; and
- (b) provide for the payment of grants to the City or to the Township under such terms and conditions as the Minister considers appropriate.

11. The Lieutenant Governor in Council, upon the recommendation of the Minister, may authorize all such acts or things not specifically provided for in this Act that in the Minister's opinion are necessary or advisable to carry out the purposes or intent of the agreement between the City and the Township or of this Act. Conditional powers of L.G. in C.

12. The Public Utility Commission of the Township of Innisfil is dissolved effective the 1st day of January, 1982, and all Public Utility Commission dissolved

its rights, obligations, assets and liabilities are thereupon transferred to and vested in the Township.

Commence-
ment

13. This Act comes into force on the day it receives Royal Assent.

Short title

14. The short title of this Act is the *Barrie-Innisfil Annexation Act, 1981*.

SCHEDULE A

AREA TO BE ANNEXED TO THE CITY OF BARRIE ON THE 1ST DAY OF JANUARY, 1982

That portion of the Township of Innisfil described as follows:

Commencing at the northwesterly angle of the Township of Innisfil;

Thence southerly along the westerly boundary of the Township of Innisfil to the centre line of Concession XI;

Thence easterly along the half lot line of Concession XI to the westerly limit of the road allowance between lots 5 and 6;

Thence southerly along the westerly limit of the road allowance between lots 5 and 6 to the northerly limit of Concession X;

Thence easterly along the northerly limit of Concession X to the northeasterly angle of Lot 11 in Concession X;

Thence northerly to and along the easterly limit of Lot 11 in Concession XI to the northerly limit of the southerly half of the said Lot 11 in Concession XI;

Thence easterly to and along the southerly limit of the northerly half of Lot 12 to the southeasterly angle of the northerly half of the said Lot 12;

Thence northerly along the easterly limit of the said Lot 12 to the northerly limit of Concession XI;

Thence easterly along the northerly limit of Concession XI to the easterly limit of the right-of-way of the Canadian National Railway;

Thence northwesterly along the northeasterly limit of the said Railway right-of-way to the easterly limit of the road allowance between lots 15 and 16;

Thence northerly along the easterly limit of the road allowance between lots 15 and 16 to the southerly high water mark of Kempenfelt Bay;

Thence northerly along the northerly prolongation of the said road allowance between lots 15 and 16 to the middle of Kempenfelt Bay;

Thence westerly along the middle of Kempenfelt Bay to an angle in the City of Barrie;

Thence following the boundaries between the Township of Innisfil and the City of Barrie to the westerly boundary of the said City;

Thence westerly along the northerly boundary of the Township of Innisfil to the point of commencement.

SCHEDULE B

AREA TO BE ANNEXED TO THE CITY OF BARRIE ON THE 1ST DAY OF JANUARY, 1987

That portion of the Township of Innisfil described as follows:

Commencing at the intersection of the northerly limit of Lot 16, Concession XI of the Township of Innisfil with the easterly limit of the right-of-way of the Canadian National Railway;

Thence easterly along the northerly limit of lots 16, 17 and 18 in Concession XI to the northeasterly angle of the said Lot 18;

Thence northerly to and along the easterly limit of Lot 18 in Concession XII to the northeasterly angle of the said Lot 18;

Thence northerly along the northerly prolongation of the easterly limit of the said Lot 18 in Concession XII to the southerly limit of Concession XIII;

Thence westerly along the southerly limit of Concession XIII to the south-westerly angle of Lot 17;

Thence northerly along the westerly limit of the said Lot 17 and its prolongation to the middle of Kempenfelt Bay;

Thence westerly along the middle of Kempenfelt Bay to intersect the northerly prolongation of the easterly limit of the road allowance between lots 15 and 16;

Thence southerly to and along the easterly limit of the said road allowance to the northeasterly limit of the right-of-way of the Canadian National Railway;

Thence southeasterly along the northeasterly limit of the said Railway right-of-way to the point of commencement.

SCHEDULE C

LANDS NOT TO BE ANNEXED WITHOUT AGREEMENT

That portion of the Township of Innisfil described as follows:

Commencing at the intersection of the westerly boundary of the Township of Innisfil and the northerly limit of Concession IX;

Thence easterly along the northerly limit of Concession IX to the northeasterly angle of Lot 11;

Thence northerly to and along the easterly limit of Lot 11 in Concession X to the northeasterly angle of the said Lot 11;

Thence westerly along the northerly limit of the said Concession X to the westerly limit of the road allowance between lots 5 and 6;

Thence northerly along the westerly limit of the said road allowance to the centre line of Concession XI;

Thence westerly along the centre line of the said Concession XI to the westerly boundary of the Township of Innisfil;

Thence southerly along the westerly boundary of the said Township to the point of commencement.

SCHEDULE D

LANDS RESTRICTED TO AGRICULTURE AND MINERAL RESOURCE EXTRACTION AND RELATED USES AREA

That portion of the Township of Innisfil described as follows:

Commencing at the intersection of the westerly boundary of the Township of Innisfil and the northerly limit of Concession IX;

Thence easterly along the northerly limit of Concession IX to the northwesterly angle of Lot 15;

Thence northerly to and along the westerly limit of Lot 15 in Concession X to a point distant 522.42 metres (1,713.98 feet) measured south $10^{\circ} 50' 50''$ east therealong from the northwesterly angle of the said Lot 15;

Thence north $72^{\circ} 40' 50''$ east 600.80 metres (1,971.1 feet) to a point in the westerly limit of the King's Highway No. 11;

Thence southerly along the westerly limit of the said Highway to the centre line of Concession X;

Thence easterly along the centre line of Concession X to the easterly limit of the road allowance between lots 20 and 21;

Thence northerly along the easterly limit of the said road allowance to the southwesterly angle of Lot 21 in Concession XIII;

Thence westerly to and along the southerly limit of lots 20, 19, 18 and 17 in the said Concession XIII to the southwesterly angle of the said lot 17;

Thence northerly to and along the westerly limit of Lot 17 in Concession XIII to the southerly high water mark of Kempenfelt Bay in Lake Simcoe;

Thence westerly along the said high water mark to the westerly limit of Lot 16 in the said Concession XIII;

Thence southerly along the westerly limit of the said Lot 16 in Concessions XIII and XII to the northeasterly limit of the Canadian National Railway right-of-way;

Thence southeasterly along the northeasterly limit of the said railway right-of-way to the northerly limit of Concession XI;

Thence westerly along the northerly limit of Concession XI to the northeasterly angle of Lot 12;

Thence southerly along the easterly limit of the said Lot 12 to the southerly limit of the northerly half of the said lot;

Thence westerly to and along the northerly limit of the southerly half of the said Lot 12 to the westerly limit of the said Lot 12;

Thence southerly along the westerly limit of the said Lot 12 in Concession XI and its prolongation to the northerly limit of Concession X;

Thence westerly along the northerly limit of the said Concession X to the westerly limit of the road allowance between lots 5 and 6;

Thence northerly along the westerly limit of the said road allowance to the centre line of Concession XI;

Thence westerly along the centre line of the said Concession XI to the westerly boundary of the Township of Innisfil;

Thence southerly along the westerly boundary of the said Township to the point of commencement.

